

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN TOM ZOOK**, on March 15, 1999 at 8:00 A.M., in Room 312 - 2 Capitol.

ROLL CALL

Members Present:

Rep. Tom Zook, Chairman (R)
Rep. Joe Quilici, Vice Chairman (D)
Rep. Steve Vick, Vice Chairman (R)
Rep. Beverly Barnhart (D)
Rep. Ernest Bergsagel (R)
Rep. Peggy Bergsagel (R)
Rep. Rosalie (Rosie) Buzzas (D)
Rep. John Cobb (R)
Rep. Stan Fisher (R)
Rep. Dick Haines (R)
Rep. Royal Johnson (R)
Rep. Betty Lou Kasten (R)
Rep. Matt McCann (D)
Rep. Red Menahan (D)
Rep. Ray Peck (D)
Rep. Lila Taylor (R)
Rep. Joe Tropila (D)
Rep. John Witt (R)

Members Excused: None.

Members Absent: None.

Staff Present: Joanne Gunderson, Committee Secretary
Taryn Purdy, Legislative Fiscal Division

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed. These minutes were recorded on a Sony BI-85 machine and references are measured in inches rather than minutes.

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 72, HB 644, HB 645, HB 650,
HB 663 Posted 3/11/99

Executive Action: HB 9, HB 127, HB 252, HB 372, HB 554,
HB 562, HB 602, HB 612, HB 613, HB 645 HB 650

HEARING ON HB 645

Opening Statement by Sponsor:

Rep. John Cobb, HD 50, presented HB 645.

{Tape : 1; Side : A; Approx. Time Counter : 10 - 42}

Proponents' Testimony:

Cathy Muri, Department of Administration

{Tape : 1; Side : A; Approx. Time Counter : 42 - 86}

Dave Lewis, Office of Budget and Program Planning

{Tape : 1; Side : A; Approx. Time Counter : 86 - 110}

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

*{Tape : 1; Side : A; Approx. Time Counter : 110 - 121; Comments :
The committee recessed until 9:15 AM}*

HEARING ON HB 644

Opening Statement by Sponsor:

Rep. Lila Taylor, HD 5, presented HB 644.

EXHIBIT(aph58a01)

*{Tape : 1; Side : A; Approx. Time Counter : 121 - 258; Comments :
Exhibit 1 was introduced without testimony.}*

Proponents' Testimony:

Jim Mickler, Montana Coal Council

{Tape : 1; Side : A; Approx. Time Counter : 258 - 298}

Newell Anderson, Department of Commerce

EXHIBIT(aph58a02)

{Tape : 1; Side : A; Approx. Time Counter : 298 - 312}

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

{Tape : 1; Side : A; Approx. Time Counter : 312 - Side : B;
Approx. Time Counter : 262} **EXHIBIT**(aph58a03)

Closing by Sponsor:

{Tape : 1; Side : B; Approx. Time Counter : 262 - 296; Comments :
The Committee recessed until 10:30 AM.}

EXECUTIVE ACTION ON HB 645

Motion/Vote: REP. COBB moved that HB 645 DO PASS. Motion carried
unanimously.

{Tape : 1; Side : B; Approx. Time Counter : 296 - 341}

EXECUTIVE ACTION ON HB 127

Motion: REP. JOHNSON moved that HB 127 DO PASS.

Motion: REP. JOHNSON moved that HB 127 BE AMENDED **EXHIBIT**(aph58a04)
{Tape : 1; Side : B; Approx. Time Counter : 341 - 390}

Discussion:

Tape : 1; Side : B; Approx. Time Counter : 390 - Tape : 2; Side :
A; Approx. Time Counter : 127}

Vote: Motion failed 8-10 on a Roll Call Vote. {Tape : 2; Side :
A; Approx. Time Counter : 127 - 141}

Substitute Motion: REP. JOHNSON made a substitute motion that HB
127 BE TABLED.

{Tape : 2; Side : A; Approx. Time Counter : 141 - 145}

Discussion:

{Tape : 2; Side : A; Approx. Time Counter : 145 - 160}

Vote:

The motion failed by voice vote.

{Tape : 2; Side : A; Approx. Time Counter : 160 - 166}

Discussion:

{Tape : 2; Side : A; Approx. Time Counter : 166 - 253}

Motion/Vote: REP. JOHNSON moved that AMENDMENT, (Exhibit 4), BE
RECONSIDERED. Motion carried 13-5 with Barnhart, E. Bergsagel, P.
Bergsagel, Buzzas, and Tropila voting no.

{Tape : 2; Side : A; Approx. Time Counter : 253 - 266}

Motion/Vote: REP. JOHNSON moved that HB 127 BE AMENDED (Exhibit 4). Motion carried 13-7 with Barnhart, E. Bergsagel, P. Bergsagel, Buzzas, Cobb, Tropila, and Vick voting no.
{Tape : 2; Side : A; Approx. Time Counter : 266 - 275}

Motion/Vote: REP. JOHNSON moved that HB 127 DO PASS AS AMENDED. Motion carried 10-8 with Barnhart, E. Bergsagel, P. Bergsagel, Buzzas, Cobb, Kasten, Tropila, and Vick voting no.
{Tape : 2; Side : A; Approx. Time Counter : 275 - 295}

EXECUTIVE ACTION ON HB 252

Motion/Vote: REP. JOHNSON moved that HB 252 BE TABLED. Motion carried unanimously.
{Tape : 2; Side : A; Approx. Time Counter : 295 - 301}

EXECUTIVE ACTION ON HB 613

Motion/Vote: REP. JOHNSON moved that HB 613 BE TABLED. Motion carried unanimously.
{Tape : 2; Side : A; Approx. Time Counter : 301 - 330}

EXECUTIVE ACTION ON HB 372

Motion/Vote: REP. COBB moved that HB 372 BE TABLED. Motion carried 17-1 with Cobb voting no.
{Tape : 2; Side : A; Approx. Time Counter : 330 - 360}

EXECUTIVE ACTION ON HB 562

Motion: REP. MCCANN moved that HB 562 BE TABLED.
{Tape : 2; Side : A; Approx. Time Counter : 360 - 374; Comments : Rep. McCann withdrew the motion.}

EXECUTIVE ACTION ON HB 602

Motion/Vote: REP. COBB moved that HB 602 BE TABLED. Motion carried 14-4 with Buzzas, Menahan, Quilici, and Tropila voting no.
{Tape : 2; Side : A; Approx. Time Counter : 374 - 416}

EXECUTIVE ACTION ON HB 612

Motion/Vote: REP. VICK moved that HB 612 BE TABLED. Motion carried 13-5 with Buzzas, Johnson, Menahan, Quilici, and Tropila voting no.

{Tape : 2; Side : A; Approx. Time Counter : 416 - 495; Comments : Rep. Cobb explained an amendment he would propose to the pay plan HB 13, and Rep. Johnson commented. The Committee recessed until 3:15 PM.}

HEARING ON HB 72

Opening Statement by Sponsor:

Rep. John Mercer, HB 74, presented HB 72.

{Tape : 2; Side : B; Approx. Time Counter : 28 - 64}

Proponents' Testimony:

David Senn, Executive Director, Montana Teachers Retirement System

{Tape : 2; Side : B; Approx. Time Counter : 64 - 97}

Erik Burke, Governor's Office

{Tape : 2; Side : B; Approx. Time Counter : 97 - 111}

Gail Gray, Office of Public Instruction

{Tape : 2; Side : B; Approx. Time Counter : 111 - 119}

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

{Tape : 2; Side : B; Approx. Time Counter : 119 - 174}

Closing by Sponsor:

{Tape : 2; Side : B; Approx. Time Counter : 174 - 184}

HEARING ON HB 663

Opening Statement by Sponsor:

Rep. Hal Harper, HD 52, presented HB 663.

{Tape : 2; Side : B; Approx. Time Counter : 184 - 327}

Proponents' Testimony:

Ray Beck, Department of Natural Resources and Conservation
{Tape : 2; Side : B; Approx. Time Counter : 327 - 372}

Vivian Drake, Administrator, Lewis and Clark County Water Quality District **EXHIBIT** (aph58a05)
{Tape : 2; Side : B; Approx. Time Counter : 372 - 435; Comments :
Ms. Drake did not sign the visitors register.}

Mike Murray, Lewis and Clark County Commissioner
{Tape : 2; Side : B; Approx. Time Counter : 435 - 464}

Stan Frasier, Lewis and Clark County Conservation District
{Tape : 2; Side : B; Approx. Time Counter : 464 - 487}

Mike Volesky, Montana Association of Conservation Districts
{Tape : 2; Side : B; Approx. Time Counter : 487 - Tape : 3; Side
: A; Approx. Time Counter : 014}

Ed Grady, Former Montana State Representative
{Tape : 3; Side : A; Approx. Time Counter : 14 - 57}

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:
{Tape : 3; Side : A; Approx. Time Counter : 57 - 289}

Closing by Sponsor:
{Tape : 3; Side : A; Approx. Time Counter : 289 - 321}

HEARING ON HB 650

Opening Statement by Sponsor:
Rep. Tom Facey, HD 67, presented HB 650. **EXHIBIT** (aph58a06)
{Tape : 3; Side : A; Approx. Time Counter : 321 - 390}

Proponents' Testimony:
Carl Sandell, Director Adult Education, Missoula County Public Schools
{Tape : 3; Side : A; Approx. Time Counter : 390 - 448}

Stephen McCoy, Founder and Director, Salish Kootenai College
{Tape : 3; Side : A; Approx. Time Counter : 448 - Side : B;
Approx. Time Counter : 05}

Jake Gustin, Helena Public Schools, Adult Learning Center
{Tape : 3; Side : B; Approx. Time Counter : 5 - 17}

Hank Hudson, Department of Health and Human Services
{Tape : 3; Side : B; Approx. Time Counter : 17 - 54}

Informational Testimony: None.

Questions from Committee Members and Responses:
{Tape : 3; Side : B; Approx. Time Counter : 54 - 237}

Closing by Sponsor:
{Tape : 3; Side : B; Approx. Time Counter : 237 - 280; Comments :
Sponsor requested the committee table the bill and include the
request in HB 2 by amendment.}

EXECUTIVE ACTION ON HB 650

Motion/Vote: REP. E. BERGSAGEL moved that HB 650 BE TABLED.
Motion carried unanimously.
{Tape : 3; Side : B; Approx. Time Counter : 280 - 287}

EXECUTIVE ACTION ON HB 554

Motion/Vote: REP. E. BERGSAGEL moved that HB 554 BE TABLED.
Motion carried unanimously.
{Tape : 3; Side : B; Approx. Time Counter : 287 - 302; Comments :
At the request of the sponsor.}

EXECUTIVE ACTION ON HB 9

Motion: REP. E. BERGSAGEL moved that HB 9 DO PASS.

Motion: REP. E. BERGSAGEL moved that HB 9 BE AMENDED.
{Tape : 3; Side : B; Approx. Time Counter : 302 - 312}

Discussion:
{Tape : 3; Side : B; Approx. Time Counter : 312 - Tape : 4; Side
: A; Approx. Time Counter : 445}

Vote: Motion carried 14-2 with P. Bergsagel and Kasten voting
no.

*{Tape : 4; Side : A; Approx. Time Counter : 445 - 452; Comments:
Reps. Cobb and Menahan were absent.}*

Motion: REP. KASTEN moved that HB 9 BE AMENDED by a conceptual amendment to restore \$300,000 to the general fund.

{Tape : 4; Side : A; Approx. Time Counter : 452 - 474}

Discussion:

*{Tape : 4; Side : A; Approx. Time Counter : 474 - Side : B;
Approx. Time Counter : 170}*

Vote: Motion failed 5-13 on Roll Call Vote.

{Tape : 4; Side : B; Approx. Time Counter : 170 - 176}

Motion/Vote: REP. BERGSAGEL moved that HB 9 DO PASS AS AMENDED.

Motion carried 13-5 with E. Bergsagel, P. Bergsagel, Cobb, Kasten, and Vick voting no.

{Tape : 4; Side : B; Approx. Time Counter : 176 - 199}

ADJOURNMENT

Adjournment: 5:50 P.M.

REP. TOM ZOOK, Chairman

JOANNE GUNDERSON, Secretary

TZ/JG

EXHIBIT (aph58aad)